

REMARKS

In the last Office Action dated June 6, 2005, the Examiner rejected claims 10-12, 14, 15, and 17 under 35 U.S.C. § 102(e) as being anticipated by Page et al. ("Page") (U.S. Patent No. 6,589,314). The Examiner also rejected claim 13 under 35 U.S.C. §103(a) as being unpatentable over Page as applied to claim 12, in view of legal precedent. The Examiner also rejected claims 16 and 18 under 35 U.S.C. §103(a) as being unpatentable over Page as applied to claims 15 and 17 in view of Yang ("Yang") (U.S. Patent No. 6,193,934). The Examiner rejected claims 1-4 and 6-9 under 35 U.S.C. § 103(a) as being unpatentable over Page. Finally, the Examiner rejected claim 5 under 35 U.S.C. § 103(a) as being unpatentable over Page, as applied to claim 1, in view of McQuigg et al. ("McQuigg") (U.S. Patent No. 6,530,978).

In Response to Applicants' arguments, the Examiner maintained that the Applicants' Declaration filed under 37 C.F.R. § 1.131 on May 3, 2005, was ineffective to overcome Page. See final Office Action at page 7, paragraph 9. In maintaining the rejection, the Examiner asked that Applicants include a copy of the INF with the Applicants' Declaration. See final Office Action at page 8.

Applicants wish to thank the Examiner for speaking with Applicants' representatives during an interview on August 24, 2005. The remarks presented below are consistent with the topics discussed during the interview.

By this Request For Reconsideration, Applicants have included a copy of the INF designated as Exhibit A, along with a copy of the Declaration submitted under 37 C.F.R. § 1.131. Applicants submit that submission of the INF along with Applicants' Declaration meets the requirements of 37 C.F.R. § 1.131. As evidenced by the

disclosure in the INF and the Applicants' Declaration, the subject matter claimed in independent claims 1, 6, and 10 of the above-identified application were conceived by the Applicants prior to December 6, 2001.

Applicants' attorneys submit that they were reasonably diligent for a period prior to December 6, 2001 up to the filing date of the above-identified application. This reasonable diligence involved reviewing the above-identified application; obtaining a signed Declaration from the inventors to accompany the above-identified application; and reviewing the documents to be filed along with the above-identified application.

Applicants respectfully request that this Request For Reconsideration under 37 C.F.R. § 1.116 be entered by the Examiner, placing claims 1-18 in condition for allowance.

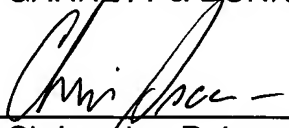
In view of the foregoing remarks, Applicants submit that this claimed invention is neither anticipated nor rendered obvious in view of the prior art references cited against this application. Applicants therefore request the entry of this Request For Reconsideration, the Examiner's reconsideration and reexamination of the application, and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 1, 2005

By: 
Christopher P. Isaac
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Attachments: Two sheets of a Declaration Under 37 C.F.R. § 1.131 and two sheets of an INF designated as Exhibit A.